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9 UNITED STATES DISTRICT COURT
10 CENTRAL DISTRICT OF CALIFORNIA-WESTERN DIVISION
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15 DARRYL W. DUNCAN,) CV 12-10476-ODW (SH)
16)
17 Petitioner,) ORDER ACCEPTING REPORT AND
18) RECOMMENDATION OF UNITED
19 v.) STATES MAGISTRATE JUDGE
20 CONNIE GIPSON,)
21 Respondent.)

22 Pursuant to 28 U.S.C. Section 636(b)(1)(C), the Court has reviewed the
23 Petition, all of the records and files herein and the attached Report and
24 Recommendation of the United States Magistrate Judge, and has made a de novo
25 determination of the Report and Recommendation. The Court concurs with and
26 accepts the conclusions of the Magistrate Judge.

27 IT IS ORDERED that the Petition filed herein is denied and the action is
28 dismissed with prejudice.

1 IT IS FURTHER ORDERED that the Clerk shall serve copies of this Order,
2 the Magistrate Judge's Report and Recommendation and the Judgment herein by the
3 United States mail on petitioner and counsel for respondent.

4 LET JUDGMENT BE ENTERED ACCORDINGLY.

5 DATED: December 16, 2013

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OTIS D. WRIGHT, II.
UNITED STATES DISTRICT JUDGE